



Attorney General
STATE CAPITOL
Phoenix, Arizona 85007

Robert H. Corbin

May 17, 1982

Mr. Wesley Steiner
Director
Arizona Water Resource Department
99 E. Virginia
Phoenix, AZ 85004

Re: Town of Chino Valley, et al,
vs. City of Prescott
No. 81-1882
U.S. Supreme Court

Dear Mr. Steiner:

With regard to the above-referenced action, please be advised that since the Arizona Ground Water Code negatively impacts the value of the state trust land administered by the Arizona Land Department, we have serious reservations as to the constitutionality of that state law vis-a-vis the trust responsibility created by Congress when Arizona achieved statehood. Consequently, it is our belief that the State of Arizona should not be an amicus curiae in support of the appellee in the United States Supreme Court. Our position, of course, does not prevent your department, in its own name, from appearing as an amicus curiae, providing that the proper disclosure is made to the Court as it was subsequently done in the Arizona Supreme Court.

If you have any further questions, please feel free to call me or our Solicitor General, Anthony B. Ching.

Very truly yours,

BOB CORBIN
Attorney General

BC:bc

ccs: Alexander C. Stevas, Esq.
Clerk, U.S. Supreme Court

Mark Wilmer
Snell & Wilmer
Phoenix, AZ

James Johnson ✓
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State Land Department

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